

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. _____ Department or Agency Alabama Liquefied Petroleum Gas Board

Rule No. 530-X-2-.17

Rule Title: FLAME EFFECTS BEFORE A PROXIMATE AUDIENCE

_____ New _____ Amend X Repeal _____ Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety?

_____ NO

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare?

_____ YES

Is there another, less restrictive method of regulation available that could adequately protect the public?

_____ NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree?

_____ NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule?

_____ NO

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public?

_____ YES

Does the proposed rule have an economic impact?

_____ NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer _____

Date _____

(DATE FILED)
(STAMP)

ALABAMA LIQUEFIED PETROLEUM GAS BOARD

NOTICE OF INTENDED ACTION

RULE NO. & TITLE:

530-X-2-.17 "FLAME EFFECTS BEFORE A PROXIMATE AUDIENCE"

INTENDED ACTION: Repeal

SUBSTANCE OF PROPOSED ACTION: To repeal regulation 530-X-2-.17 *Flame Effects Before a Proximate Audience* because the regulation is redundant following the board's adoption of NFPA 58 (2011 Edition) in 2014.

TIME, PLACE, MANNER OF PRESENTING VIEWS: A public hearing will be held October 8, 2015 at 10:00 a.m., at the AUM Center for Lifelong Learning, 75 TechnaCenter Drive, Montgomery, AL 36117.

All interested parties may present their views in writing to the Administrator of the Alabama Liquefied Petroleum Gas Board, P.O. Box 1742, Montgomery, AL 36102-1742, (334-241-8887), or via email at mark.nelson@lpgb.alabama.gov. Individuals may also submit their views at the public hearing.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
October 8, 2015 at the scheduled Public Hearing

CONTACT PERSON AT AGENCY:
Mark Nelson, Administrator
777 S. Lawrence St., Suite 100
Montgomery, AL 36104
Telephone: 334-241-8887
Fax: 334-240-3255
Email: mark.nelson@lpgb.alabama.gov

Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board

~~530-X-2.17 FLAME EFFECTS BEFORE A PROXIMATE AUDIENCE.~~ The use of flame effects before an audience shall comply with the following:

- ~~(a) Flame effect equipment shall comply with the current publication designated as NFPA 160, *Standard for the Use of Flame Effects Before an Audience*.~~**
- ~~(b) The maximum LP-gas capacity of individual cylinders used temporarily in buildings for flame effects shall be 20 lbs.~~**
- ~~(c) If more than one cylinder is located in the same room, the cylinders shall be separated by at least 20 feet. Where a separation of 20 feet is not practical, the authority having jurisdiction may approve a reduction of distances if cylinders are not subject to fire exposure or excessive radiant heat.~~**
- ~~(d) Cylinders shall not be installed or disconnected during the flame effect performance.~~**
- ~~(e) Storage of cylinders awaiting use shall comply with the current adopted edition of NFPA 58.~~**